

BEFORE THE  
ILLINOIS COMMERCE COMMISSION

IN THE MATTER OF: )  
 )  
ILLINOIS BELL TELEPHONE COMPANY, )  
et al., )  
 ) No. 00 -0592  
Joint Submission of the Amended )  
Plan of Record for Operations )  
Support Systems (OSS). )

Chicago, Illinois  
September 29, 2000

Met, pursuant to notice, at 2:30 p.m.

BEFORE:

MS. EVE MORAN, Administrative Law Judge

APPEARANCES:

MR. DARRELL TOWNSLEY  
205 North Michigan Avenue  
Suite 3700  
Chicago, Illinois 60601  
appearing for WorldCom, Inc.;

MS. ITZEL BERRIO  
303 Second Street, South Tower  
San Francisco, California 94107  
appearing for NorthPoint  
Communications;

APPEARANCES (Cont'd)

SCHIFF, HARDIN & WAITE, by  
MS. CARRIE J. HIGHTMAN  
6600 Sears Tower  
Chicago, Illinois 60606  
    appearing for McLeod USA  
    Telecommunications services; RCN Corp.;  
    and Covad Communications Co.;

MS. CAROL POMPONIO  
810 Jorie Boulevard  
Suite 200  
Oak Brook, Illinois 60523  
    appearing for Nextlink d/b/a  
    XO Communications;

MR. KEN SCHIFMAN  
8140 Ward Parkway  
Kansas City, Missouri 64114  
    appearing for Sprint Communications,

LP;

MR. CRAIG BROWN  
9100 East Mineral Circle  
Englewood, Colorado 80112  
    appearing for Rhythms Links, Inc.;

MR. DAVID L. NIXON, MS. NORA A. NAUGHTON,  
and

MR. THOMAS ARIDAS  
160 North LaSalle Street  
Suite C-800  
Chicago, Illinois 60601  
    appearing for ICC staff;

MR. DAVID CHORZEMPA  
222 West Adams  
Suite 1500

Chicago, Illinois 60601  
appearing for AT&T Communications of  
Illinois;

MR. MICHAEL PABIAN  
225 West Randolph  
Suite 2500  
Chicago, Illinois 60606  
appearing for Ameritech Illinois;

MAYER, BROWN & PLATT, by  
MR. TY COVEY and MR. JIM METROPOULOS  
190 South LaSalle Street  
Chicago, Illinois 60603  
appearing for Ameritech Illinois;

ROWLAND & MOORE, by  
MR. STEPHEN MOORE  
55 East Monroe Street  
Suite 3230  
Chicago, Illinois 60603  
appearing for Rhythms Links;

MR. THOMAS J. O'BRIEN  
450 West Wilson Bridge Road  
Worthington, Ohio 43085  
appearing for CoreComm Illinois.

SULLIVAN REPORTING COMPANY, by  
Jennifer L. Velasco, CSR  
License No. 084-004030

I N D E X

			Re -	Re -	By
Witnesses:	Direct	Cross	direct	cross	Judge
	NONE				

E X H I B I T S

Number Evidence	For Identification	In
	NONE	

JUDGE MORAN: Pursuant to the direction of the Illinois Commerce Commission, I call Docket No. 00-0592. This is a joint petition for arbitration pursuant to Condition 29 of the SBC Ameritech merger regarding Operation Support Systems in Ameritech's plan of record.

May I have the appearances for the record, please, and let me start with the telephone.

MR. TOWNSLEY: Appearing on behalf of WorldCom, Incorporated, Darrell, D-a-r-r-e-l-l, Townsley, T-o-w-n-s-l-e-y, 205 North Michigan Avenue, Suite 3700, Chicago, Illinois 60601.

MS. BERRIO: Appearing on behalf of NorthPoint Communications, Itzel, I-t-z-e-l, Berrio, B-e-r-r-i-o, 303 Second Street, South Tower, San Francisco, California 94107.

MR. O'BRIEN: Appearing on behalf of CoreComm Illinois, Thomas J. O'Brien, O-B-r-i-e-n, 450 West Wilson Bridge Road, Worthington, Ohio 43085.

MS. HIGHTMAN: Appearing on behalf of McLeod USA Telecommunications Services, Inc., RCN Corporation, and Covad Communications Company, Carrie J.

Hightman, Schiff, Hardin, and Waite, 6600 Sears Tower, Chicago, Illinois 60606.

MS. POMPONIO: Appearing on behalf of Nextlink Illinois, Inc., doing business as XO Communications, Carol Pomponio, P-o-m-p-o-n-i-o, 810 Jorie Boulevard, Suite 200, Oak Brook, Illinois 60523.

MR. SCHIFMAN: On behalf of Sprint Communications, LP, Ken Schifman, S-c-h-i-f-m-a-n, 8140 Ward Parkway, Kansas City, Missouri 64114.

MR. BROWN: On behalf of Rhythms Links, Inc., Craig Brown, 9100 East Mineral Circle, Englewood, Colorado 80112.

JUDGE MORAN: Are there any other appearances by telephone?

Hearing none, we will proceed to enter appearances in the room.

MR. NIXON: David L. Nixon, Nora A. Naughton, and Thomas Aridas on behalf of the Illinois Commerce Commission --

MS. HIGHTMAN: We can't hear on the phone.

JUDGE MORAN: Staff is entering their appearance for Nora Naughton, Tom Aridas, and David Nixon.

MR. CHORZEMPA: David Chorzempa on behalf of AT&T Communications of Illinois, 222 West Adams, Suite 1500, Chicago, Illinois 60601.

JUDGE MORAN: That was Dave Chorzempa for AT&T.

MR. PABIAN: For Ameritech Illinois, Michael Pabian, 225 West Randolph, 25th Floor, Chicago 60606.

JUDGE MORAN: Michael Pabian for Ameritech.

MR. COVEY: Also for Ameritech Illinois, Ty Covey and Jim Metropoulos, M-e-t-r-o-p-o-u-l-o-s, Mayer, Brown, and Platt, 190 South LaSalle Street, Chicago, Illinois 60603.

JUDGE MORAN: That was Ty Covey and Mr. Metropoulos.

MR. MOORE: On behalf of Rhythms Links, Stephen Moore, Rowland and Moore, 55 East Monroe Street, Suite 3230, Chicago, Illinois 60603.

JUDGE MORAN: That was Steve Moore for Rhythms Links.

Let the record reflect that there are no other appearances.

This is an emergency status that I believe should have been held pursuant to a call I got from staff at around noon today. I believe that there are certain issues that need to be resolved before we go to hearings on Monday.

Why don't we go off the record.

(Discussion off the record.)



JUDGE MORAN: Can someone state the two issues that we had here that we discussed? Both the parties in the hearing room and parties appearing by telephone have discussed issues related to the proceedings both in general and specific to the hearing, and I believe that there was an issue raised as to how we would get rebuttal facts into evidence and how -- help me -- and what would constitute the record.

And I believe that the parties have all agreed, no party objecting to the fact that parties can provide rebuttal facts in their final comments provided that they are limited to rebutting facts already in evidence either through initial comments or facts brought out at hearing.

Parties have also all agreed to waive cross-examination as to those facts brought in the final comments.

MS. HIGHTMAN: The additional rebuttal facts would be in a separate section and verified with the final comments so that it's clear what additional facts are being offered by the parties.

JUDGE MORAN: That's absolutely correct.

There will also be a separate section in the comments to clarify anything that KPMG may have been in error in during the course of its presentation or to identify any matters presented that were outside the scope. That also, again, I clarify, would be in a separate section. We don't anticipate that, but we have to provide for that contingency.

The second issue that we discussed was a series of group exhibits that AT&T would like to have entered into the record as a joint exhibit as opposed to individually, and we can't really make a decision on that issue at the moment. We don't have those documents in front of us nor does Ameritech or staff have any of those documents.

AT&T will, however -- let me clarify and say that at this point we don't think that there's anything objectionable to the documents that have been described by AT&T. However, final word will certainly be on Monday after parties have those documents in hand and everybody can review it. AT&T

also indicated that it would try to provide those documents before the hearing.

And we need to clarify that parties will all bring their initial comments, three copies, into the hearing on Monday so that they can be filed as part of the record in this case. They will also be providing copies of the biographical statements of their individual witnesses with sufficient copies. I believe those biographical statements will go out to the parties prior to the hearing, though, am I correct, by E-mail?

MS. HIGHTMAN: That's correct.

JUDGE MORAN: So hard copies will be brought in to be put in the record.

Anything else that we need?

MR. PABIAN: Off the record.

JUDGE MORAN: Yes.

(Discussion off the record.)

JUDGE MORAN: We will quickly review the issues and the dates that those issues are to -- are scheduled for hearings and any late updates on those issues.

On Issue 74, line splitting, there's a complete waiver of cross-examination by all parties including the hearing examiner.

On Issue No. 10, plan of record written agreement docket, there doesn't appear to be any cross-examination from other parties, but the hearing examiner certainly wants to go through those word changes with any relevant witnesses.

On Tuesday October --

MR. PABIAN: 73a, which is Monday?

JUDGE MORAN: Oh, yes. 73a, which is UNE-P, what did we say?

MS. NAUGHTON: It's all waived.

JUDGE MORAN: All cross-examination is waived on that issue. 73b, however, stays.

On Tuesday, October 3rd, Issue 56 appears; however, that is an issue -- wait a minute

-- with NorthPoint. What about Rhythms?

MR. PABIAN: Rhythms --

JUDGE MORAN: This seems to be an issue --

MR. MOORE: Rhythms is ready to cross on it, but NorthPoint had been the one doing negotiations.

MR. PABIAN: Right. When we came into the process, it was a single CLEC issue, NorthPoint. But I think negotiations have been going on with all -- with NorthPoint, I think Covad, Rhythms have all been involved in the process.

JUDGE MORAN: Okay. Now, that issue appears to be close to settlement?

MR. PABIAN: We think so.

JUDGE MORAN: But we will leave it on for Tuesday; is that right?

MS. HIGHTMAN: That's 56?

JUDGE MORAN: Unless the hearing examiner's informed otherwise.

Issue 47, hot cuts desired frame due time, AT&T has something to say on that.

MR. CHORZEMPA: From AT&T's perspective, there's been headway made in the context of the Wisconsin

collaboratives on this issue, and for purposes of this arbitration and for AT&T's purposes, we believe it's resolved, and any remaining issues we will pursue the Wisconsin collaborative and not in this case.

JUDGE MORAN: McLeod, we are not aware as yet as to their final position.

MS. HIGHTMAN: Right, I will --

JUDGE MORAN: We are leaving it on for the moment.

Issue 46, which is hot cuts coordinated process and procedures, AT&T has something to say on that.

MR. CHORZEMPA: There's been considerable discussion over the last few days and this week in the Wisconsin collaborative on this issue, and it might be settled. I can't commit either way at this time.

JUDGE MORAN: We're leaving it on the table for the moment.

And then on Wednesday, October 4th, the last two issues listed in the matrix are Issue 97,

line sharing, and Issue 34, DSL loop qualification information update process. And I've have been informed that those two issues have been settled and those two issues will be stricken from this arbitration and supporting documents will be filed.

MS. HIGHTMAN: I just want to make sure -- I don't have my list in front of me because I didn't know we were going to have this call today, and I'm at home.

Are those issues, the last two issues, that Covad did not sign on to?

JUDGE MORAN: Exactly. I think --

MR. PABIAN: Carrie, I think one -- 34 was actually a CoreComm issue that got put on the matrix by mistake because it was actually off the list before the joint petition was filed.

JUDGE MORAN: Right. No one, as I recall, addressed it in comments.

MS. HIGHTMAN: I want to make sure. It made me nervous when I heard the description of them.

MR. PABIAN: 97 was a NorthPoint only issue that had been settled, and you should have gotten a copy

of the notice that I sent out of that.

JUDGE MORAN: Yeah. I think they were sent out a long time ago.

MR. PABIAN: A little over a week ago, right.

JUDGE MORAN: It's a long time.

Now, does any anybody believe that anything else needs to be put on this record of anything that we've discussed today?

MS. NAUGHTON: I don't think it needs to get done today, but at some point your guidelines -- I don't know if they need to be on the record.

JUDGE MORAN: I don't think I'm going to put my guidelines out. We have discussed them among the parties. I don't think I want to put everything on the record yet because we have people on the telephone that don't have a hard copy, and I, myself, wasn't really prepped to talk about them. But we will talk about them probably at the end of the hearing. That way everybody will have some input into it also.



Okay. With that, this emergency status  
is concluded, and we will see everybody on October  
2nd at 10:00 a.m. in the morning.

(Whereupon, the above matter  
was continued to  
10/2/00 at 10:00 a.m.)